in the
Supreme Court
of the
United States

OCTOBER TERM, 1971

NO. 71-269

NATIONAL BREWING COMPANY,

Petitioner,

vs.

ROBERT CALDWELL, individually, and on behalf of all those similarly situated, and BREWERY WORKERS LOCAL UNION NO. 185

Respondent.

RESPONSE TO PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT

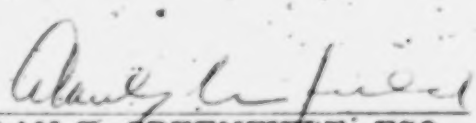
The Petitioner, NATIONAL BREWING COMPANY, on August 23, 1971, docketed with the Supreme Court of the United States a Petition For a Writ Of

Certiorari to the United States Court of Appeals for the Fifth Circuit to review the opinion and judgment of said Appellate Court dated June 15, 1971.

The Respondent, BREWERY WORKERS LOCAL UNION NO. 185, is in accord with and joins the Petitioner for the same reasons relied upon in the Petition heretofore filed herein.

The Respondent, BREWERY WORKERS LOCAL UNION NO. 185, respectfully prays that this Honorable Court grant the Petition filed herein.

Respectfully submitted,



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Miami, Florida 33131

and

FRANK J. TUCK, ESQ.
General Counsel, International Brewery Workers Union
412 American Building
Cincinnati, Ohio 45202

Counsel for Respondent
Brewery Workers Local Union No. 185

CERTIFICATE OF SERVICE

I, ALAN E. GREENFIELD, one of the attorneys for Brewery Workers Local Union No. 185, Respondent herein, and a member of the Board of the Supreme Court of the United States, hereby certify that on the 10 day of September, 1971, I served copies of the foregoing Response To Petition for a Writ of Certiorari to the United States Court of Appeals for the Fifth Circuit on the several parties thereto as follows:

1. On the UNITED STATES, by mailing copies in a duly addressed envelope with airmail postage prepaid to the Solicitor General, Department of Justice, Washington, D.C. 20530.

2. On EQUAL EMPLOYMENT OPPORTUNITY COMMISSION, Amicus Curiae in the Court of Appeals for the Fifth Circuit, by mailing copies in a duly addressed envelope with airmail postage prepaid to Stanley P. Herbert, Esq., its General Counsel, at the offices of the Commission, 1800 G Street, N.W., Washington, D.C. 20506.

3. On ROBERT CALDWELL, individually, and on behalf of all those similarly situated by mailing copies in a duly addressed envelope with first class postage prepaid, to his attorney, Jon D. Caminez, Legal Services of Greater Miami, Inc., 395 N.W. First Street, Miami, Florida 33128.

4. On NATIONAL BREWING COMPANY, by mailing copies in a duly addressed envelope with first class postage prepaid, to its attorney, Reginald L. Williams, Esq., Bradford, Williams, McKay, Kimbrell, Hamann & Jennings, P.A., 9th Floor, Dade Federal Building, 101 East Flagler Street, Miami, Florida 33131.

It is further certified that all parties required to be served have been served.

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